

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**HELBERT ARDILA,**

**Plaintiff,**

**v.**

**THE STATE OF TENNESSEE;  
TENNESSEE DEPARTMENT OF  
LABOR; TENNESSEE  
DEPARTMENT OF HUMAN  
RESOURCES; and FRED GASTON,**

**Defendants.**

**NO. 3:20-cv-01066**

**JUDGE CAMPBELL  
MAGISTRATE JUDGE HOLMES**

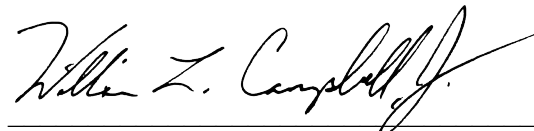
**ORDER**

Pending before the Court is a Report and Recommendation from the Magistrate Judge recommending the Motion to Dismiss filed by Defendant Fred Gaston (Doc. No. 28) be **GRANTED** and Mr. Gaston be dismissed with prejudice under Fed. R. Civ. P. 21. (Doc. No. 37).

The Report and Recommendation advised the parties that objections to the Magistrate Judge's findings were to be filed within fourteen days of service. (Doc. No. 37 at 5). No objections have been filed.

The Court has reviewed the Report and Recommendation (Doc. No. 37) and concludes that it should be **ADOPTED** and **APPROVED**. Accordingly, Fred Gaston is hereby **DISMISSED WITH PREJUDICE** under Fed. R. Civ. P. 21.

It is so **ORDERED**.

  
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WILLIAM L. CAMPBELL, JR.  
UNITED STATES DISTRICT JUDGE